

03196/18388

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Philip J. Robinson

Serial No: 10/731,926

Filed: December 9, 2003

For: CHILD-RESISTANT, MOLDED PLASTIC CLOSURE, PACKAGE
INCORPORATING SAME AND CONTAINER THEREOF

Exr. James N. Smalley

Art Unit: 3727

Confirmation No.: 6652

Commissioner of Patents
and Trademarks
Washington, D.C. 20231

November 6, 2006

DECLARATION

I, Philip J. Robinson, declare and state as follows:

1. I have an Associate Degree in mechanical engineering from Owens Community College and a degree of Bachelor of Science in Business from Heidelberg College, Tiffin, Ohio and have been employed as an engineer with Owens Illinois Closure Inc. since 1991.

2. I am the inventor of the closure disclosed and claimed in the above-identified patent identification and the package utilizing such closure. I have been closely involved in all major phases of its development, including transition from manufacturing prototypes toward manufacturing on a commercial basis and meetings with customers and potential customers directed to finalization of steps

required for the introduction and commercialization thereof.

3. Based upon the success of molding closures and packages of the type defined in the present patent application and the favorable comments from customers and potential customers, and full scale production of closures and packages of the type defined by the present patent application is imminent.


4. Closures of the type disclosed and claimed in the present application will replace a number of other closures sold by the assignee of the present patent application, Owens-Illinois Closure Inc. Customers with whom I have had contact indicate that they are extremely pleased and are moving forward with commercialization of the closures and packages of the present application. In particular, the customers have commented that the design of the closure and package permits a reduction in size of the closure and neck finish from those packages which will be replaced, thereby reducing the cost of such packages.

5. The design of the closure and bottle of the present invention permits a closure/neck combination with a size of 24 mm which is smaller than the sizes of the closures and bottles being replaced. The design of the closures which are being replaced by the closures of the present invention are such that they cannot be manufactured on a commercial basis in sizes as small as 24 mm.

Further Declarant sayeth naught.

The undersigned hereby declares that all statements made herein of

his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


Philip J. Robinson